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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Toshihiro SHIMA

Application No. 10/632,763

Filed: August 1, 2003

For: AUTO SETTING FOR NETWORK
DEVICES

)
) Attorney Docket No. MIPFP044

)
) Art Unit: 2152

)
) Examiner: B. Whipple

)
) Date: September 5, 2008

)
) Confirmation No. 5047

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on September 5, 2008.

Signed:

Peter B. Martine

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS AND INTERFERENCES**

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed May 5, 2008 finally rejecting claims 1 and 4-16.

The items checked below are appropriate:

Appeal Fee: ☐ \$255.00 (Small Entity) ☒ \$510.00 (Large Entity)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply:

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Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-

(d)) for the total number of months checked below:

<u>Months</u>	<u>Large Entity</u>	<u>Small Entity</u>
<input checked="" type="checkbox"/> one	\$120.00	\$ 60.00
<input type="checkbox"/> two	\$460.00	\$230.00
<input type="checkbox"/> three	\$1,050.00	\$525.00

If an additional extension of time is required, please consider this a petition therefor.



An extension for ____ months has already been secured and the fee paid therefor of ____ is deducted from the total fee due for the total months of extension now requested.



Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Total Fee Due

Notice of Appeal Fee	\$510.00
Extension Fee	\$120.00
Total Fee Due	<u>\$630.00</u>



Please charge Deposit Account No. 50-0805 (Order No. MIPFP044) in the amount of \$630.00 to cover the Notice of Appeal fee and the extension fee.



The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-0805 (Order No. MIPFP044).

Respectfully submitted,
MARTINE PENILLA & GENCARELLA, LLP



Peter B. Martine
Reg. No. 32,043

710 Lakeway Drive, Suite 200
Sunnyvale, CA 94085
(408) 749-6902
Customer No. 25920